IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty Dkt. 2018-810

C# M#

KONDO

Serial No. 10/721,770

Examiner: T. Argenbright

Filed: November 26, 2003

Date: September 3, 2004

CYLINDER-BY-CYLINDER INTAKE AIR QUANTITY DETECTING APPARATUS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Title:

### RESPONSE

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

# □ Correspondence Address Indication Form Attached.

#### Fees are attached as calculated below:

FOR INTERNAL COMBUSTION ENGINE

Total effective claims after amendment <b>0</b> minus highest number previously paid for <b>20</b> (at least 20) = 0 x \$ 18.00	\$	0.00
Independent claims after amendment $0$ minus highest number previously paid for $3$ (at least 3) = $0$ x \$ 86.00	\$	0.00
If proper multiple dependent claims now added for first time, add \$290.00 (ignore improper)	\$	0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months)	\$	0.00
Terminal disclaimer enclosed, add \$ 110.00	\$	0.00
☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$770.00) ☐ Please enter the previously unentered , filed ☐ Submission attached	\$	0.00
Subtotal	\$	0.00
If "small entity," then enter half (1/2) of subtotal and subtract  Applicant claims "small entity" status.  Statement filed herewith	-\$	0.00
Rule 56 Information Disclosure Statement Filing Fee (\$180.00)	\$	0.00
Assignment Recording Fee (\$40.00)	\$	0.00
Other:		0.00
TOTAL FEE ENCLOSED	\$	0.00

The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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LSN:vc

NIXON & VANDERHYE P.C.

By Atty: Larry S. Nixon, Reg. No. 25,640

Signature:



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

KONDO Atty. Ref.: 2018-810; Confirmation No. 4176

Appl. No. 10/721,770 TC/A.U. 3747

Filed: November 26, 2003 Examiner: T. Argenbright

For: CYLINDER-BY-CYLINDER INTAKE AIR QUANTITY DETECTING APPARATUS

FOR INTERNAL COMBUSTION ENGINE

September 3, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## **RESPONSE**

In response to the Office Action dated 08/12/2004 finding that the applicant has claimed two patentably distinct species (i.e., neither one of which is made "obvious" in view of the other under 35 U.S.C. §103), applicant hereby elects the patentably distinct Species II comprising claims 15-25 for further substantive examination in the present application.

Respectfully submitted,

NIXON & VANDERHYE P.C.

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arry S. Nixon

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